IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.1822 OF 2007

Dr.Abhijeet Prakash Patil ..Applicant

Vs.

State of Maharashtra ..Respondents

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Mr.D.Dwivedi Advocate for Applicant
Mr.K.V.Saste A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : JUNE 20, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking anticipatory bail in C.R.No.139 of 2007 of Borivali Police Station. The said case is mainly under Section 376 of IPC.

3. The complainant is a married woman aged about 48 years. She had lodged complaint in respect of the applicant. The applicant is a Doctor. In the said complaint, she stated that certain photographs were taken out by the applicant wherein it is seen that she and the applicant were indulging in sexual acts. It is also her case that the applicant had

raped her. Her FIR came to be lodged on 27.4.2006. However, thereafter, the complainant has approached Borivali Police Station and stated that there were close and delicate relations between her and the applicant. She has further stated that she wishes to withdraw her complaint. Her statement to that effect dated 15.6.2007 has been recorded by the Investigating Agency. Looking to all these facts, I am inclined to grant anticipatory bail to the applicant.

4. In the event of arrest, the applicant-Abhijeet Prakash Patil to be released on bail in the sum of Rs.20,000/- (Rs.twenty thousand only) with one or two sureties to make up the said amount in C.R.No.139 of 2007 of Borivali Police Station. The applicant shall report to the concerned Police Station once in a month till the conclusion of trial.

5. Application is disposed of.

[Smt. V.K.Tahilramani, J.]